

GOVERNMENT OF ANDHRA PRADESH ABSTRACT

Suits – LA – Srisailam Project, Kurnool - O.P.No. 562/1992 in EP No. 93/2005 – Decretal amount deposited – Fresh EP No. 234/08, dt. 3/10/2008 - Sanction of balance decretal charges of Rs.55,089/- – Orders – Issued.

IRRIGATION & CAD (PW.LA.II) DEPARTMENT

G.O.Rt.No. 432

Dated:10/06/2009.

Read :-

From the Spl. Collector, Srisailam Project, Kurnool, Lr. Rc.A3/654/2005,
dt. 10/12/2008.

..oo0oo..

ORDER :

The Special Collector, Srisailam Project, Kurnool has stated that the proposals for payment of final decretal charges in respect of O.P. No. 562/1992 in EP No. 93/2005 pertaining to Prothakota (V), Kurnool Dist. The Government have acquired the lands of the petition under SHEP in Award No. 26/80 by fixing the market value at Rs. 2,986/- per acre. Aggrieved by the compensation paid by the LAO, the petitioner filed his petition U/s 18 of LA Act. The Court had delivered the judgement on 1/11/2004 and enhanced market value at Rs. 500/- per cent vide OP No. 562/92. The Petitioner also filed E.P. No. 234/08 in OP No. 562/92 by attaching the car bearing No. APL-4574 of the Special Collector, SSP., Kurnool and car bearing No. AP-21G – 6660 of the District Revenue Officer, Kurnool for realization of the decretal amount in OP No. 562/92. An Amount of Rs. 1,25,155/- was already deposited by the Spl. Collector, SSP., Kurnool in the Court vide D.D.No. 431178, dt. 20/6/2006. After receiving the amount the claimant filed E.P.No. 234/08 in OP No. 562/- for the interest on solatium too. The Special Collector has submitted the proposals for an amount of Rs. 55,089/- for sanction an amount of Rs. 55,089/- for the balance decretal charges to the petitioner to avoid legal complications.

2. After careful examination of the matter, Government hereby accord sanction for an amount of Rs.55,089/- (Rupees Fifty Five thousand and Eighty Nine only) towards payment of balance decretal charge amount in respect of OP No. 562/1992 pertaining to Prathakota (V) of Kurnool District, subject to verification whether the reference under Section 18(1) of the L.A. Act is made to the lower Court after following all the guidelines / directions on the subject and in case it is detected that Sec. 18 reference was made contrary to the rules / guidelines issued by the Government / Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and

p.t.o.

instructions issued by the government / Special Chief Secretary to Government and chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower Court.

3. The expenditure sanctioned in para (2) ante shall be debit able to following Head of Account under : "4701- COL on Major&Medium Irrigation; 01 - Major Irrigation(commercial); MH-109 KC canal; GH 11 - Normal state plan; SH - 26 D&A works; 530- Major works; 532 - Lands(Charged)." In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

4. This orders issues with the concurrence of Finance (Works & Projects) Department vide their U.O.No.1650/F5(2)/09-1, dt. 14/5/2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

RAJIV RANJAN MISHRA
SECRETARY TO GOVERNMENT

To
The Spl.Chief Secretary to Government & CCLA, AP., Hyd.
The Spl.Collector, Srisailam Project, Kurnool
The ENC, I&CAD, Hyderabad.
The SDC, SRBC, Nandyal
The Director of Works Accounts, Hyderabad.
Copy to :
P.S. to Minister (M&MI).
Finance (W&P) Dept./ C.No. 8087/LA.II(1)2008.
SF/Scs.

// FORWARDED BY ORDER //

SECTION OFFICER